## To Appropriate the Public Waters of the State of Oregon

|          | I, Thomas Herd, Jr. (Name of applicant)  |
|----------|--|
| of       | Newberg , County of Yamhill , (Postoffice)   |
|          | ofOregon, do hereby make application for a permit to appropriate the   |
| follow   | ing described public waters of the State of Oregon, subject to existing rights:  |
|          | If the applicant is a corporation, give date and place of incorporation  |
|          | 1. The source of the proposed appropriation is Has no name (Name of stream)  |
|          | , tributary of Willamette River  |
|          | 2. The amount of water which the applicant intends to apply to beneficial use is   |
|          | three cubic feet per boond.  |
|          | 3. The use to which the water is to be applied is  |
| ch.      | 4. The point of division is located 26.06 ch. North and thence North 69° 45' West 9.7  (Give distance and bearing to section corner)  from the S.E. Corner of the SW4 of Section 5   |
| R        | within the NE of the SW of the SW of Sec. 5 , Tp. 3 S. (Give smallest legal subdivision) (No. N. or S.)  2 W. , W. M., in the county of Yamhill, Oregon  No. E. or W.)  5. The pipe one half inch in diameter to be 300 feet long (Main ditch, canal or pipe line)  in length, terminating in the NorthEast S. West of Sec. 5 , Tp. 3 S. (Smallest legal subdivision)  2 West , W. M., the proposed location being shown throughout on the accompanying map. |
| (1       | No. E. or W.)  6. The name of the ditch, canal or other works is   |
|          | DESCRIPTION OF WORKS   |
| DIVER    | SION WORKS—  |
|          | 7. (a) Height of dam feet, length on top feet, length at bottom  |
| •        | feet; material to be used and character of construction  |
| rock and | d brush, timber crib, etc., wasteway over or around dam)   |
| ·        | (b) Description of heldgate  |
| ,        | • A different form of application is provided where storage works are contemplated. These forms can be secured without charge.   |

| CANAL | System— |
|-------|---------|
|-------|---------|

| 8.                                      | (a) G            | ive dimensions at each point of canal where materially changed   | in size, stating miles        |
|---|------------------|--|-------------------------------|
| from head                               | gate.            | At headgate: Width on top (at water line)                        | feet; width on bottom         |
| *************************************** |                  | feet; depth of water feet; grade                                 | feet fall per one             |
| thousand f                              | feet.            |  |                               |
| (b)                                     | At               | miles from headgate: Width on top (at water line)                |                               |
| *************************************** |                  | feet; width on bottom feet; depth of water                       | feet;                         |
|   |                  | feet fall per one thousand feet.                                 | 4                             |
|   |                  |  | ······                        |
|   |                  |  |                               |
|   |                  | THE FOLLOWING INFORMATION WHERE THE WATER IS                     |                               |
| IRRIGATIO                               | N                |  |                               |
| 9.                                      | The le           | and to be irrigated has a total area of                          | acres, located in each        |
| smallest le                             | e <b>gal s</b> i | ubdivision, as follows:  | which you intend to irrigate) |
|   |                  |  |                               |
|   |                  |  |                               |
|   |                  | ς  |                               |
|   |                  |  |                               |
|   |                  | ,  |                               |
|   |                  |  |                               |
|   |                  |  |                               |
|   |                  |  |                               |
| ****************                        |                  |  |                               |
|   |                  |  |                               |
|   |                  | (If more space required, attach separate sheet)                  |                               |
| Power, M                                | INING            | , MANUFACTURING, OR TRANSPORTATION PURPOSES—                     |                               |
| 10.                                     | (a)              | Total amount of power to be developed                            | theoretical horsepower.       |
|   | <i>(b)</i>       | Total fall to be utilized feet.  (Head)                          |                               |
|   | (c)              | The nature of the works by means of which the power is to be der | veloped                       |
| •                                       |                  |  |                               |
|   | ( <i>d</i> )     | Such works to be located in(Legal subdivision)                   | of Sec                        |
| Tp                                      |                  | , R, W. M.   |                               |
| ,                                       | ,                | Is water to be returned to any stream?                           |                               |
|   |                  | If so, name stream and locate point of return                    |                               |
|   |                  | , Sec, Tp, R, R  |                               |
|   |                  | The use to which power is to be applied is                       |                               |
| ,                                       | (h)              | The nature of the mines to be served                             |                               |
|   |                  |  |                               |

| MUNICIPAL SUPPLY—  11. To supply the city of                          |   |
|---|---|
|   | population of,  |
| (Name of) and an estimated population of                              |   |
|   |   |
| (Answer questions 12, 1  12. Estimated cost of proposed works, \$.5Q. | (3, 14, and 15 in all cases)                              |
|   | re as soon as permit is granted                           |
|   | or before April 15th, 1928.                               |
|   | •   |
|   | the proposed use on or before April 15th, 1928.           |
| Duplicate maps of the proposed ditch or othe                          | er works, prepared in accordance with the rules of the    |
| State Engineer, accompany this application.                           |   |
|   | Thomas Herd, Jr. (Name of applicant)                      |
|   | (Name of appreciate)                                      |
| Signed in the presence of us as witnesses:                            |   |
|   | , 400 No. Ednds Newberg, Oregon (Address of witness)      |
| (Name)  |   |
|   | , 507 S. Meridian St. Newberg, Oreg. (Address of witness) |
| Remarks:  |   |
|   |   |
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| CT ATT OF OPEGOV >  | ······································                    |
| STATE OF OREGON,  |   |
| County of Marion, )   |   |
|   | oregoing application, together with the accompanying      |
|   | or completion, as follows:                                |
| Corrections, fees and   | l map   |
|   |   |
| In order to retain its priority, this applica                         | ution must be returned to the State Engineer, with        |
| corrections, on or before May 3rd                                     | , 192.8   |
| WITNESS my hand this2nd day   | y of, 1928  |
|   | Rhea Luper<br>HB STATE ENGINEER                           |

HB

2 p. 45 0 Application No. 1 2 0 0 5

Permit No. 8 4 6 3

## **PERMIT**

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

|   |  | ;  |  |                                  |
|---|--|--|--|----------------------------------|
|   | District No  |  |  |                                  |
|   | This instrument was first a office of the State Engineer at  |  | ·  |                                  |
|   | on the 31st day of   | Mar.   |  |                                  |
| 1. M.   | 1928., at8:00 o'clock  | A.M.   |  |                                  |
|   | Returned to applicant for corre  | ection:  |  |                                  |
| statifie a demantification consider   | April 2, 1928.   | <u></u>  |  |                                  |
|   | Corrected application received:  | <b>.</b>   |  |                                  |
|   | May 2, 1928.   |  |  |                                  |
| (Can C. 1 -   | Approved:  |  |  |                                  |
|   | May 28, 1928.  |  |  |                                  |
|   | Recorded in Book No  | 28 of  |  |                                  |
|   | Permits, on page8.4.6.3  |  |  |                                  |
|   | RHEA LUPER   |  |  |                                  |
|   | 1 map ACFP   | re engineer.<br>\$10.00  |  |                                  |
| en e  | I map Aori   | \$10.00  | t  |                                  |
|   |  |  |  |                                  |
| STATE OF OREGON,  |  |  |  |                                  |
| 88.   |  |  |  |                                  |
| County of Marion,   |  |  |  |                                  |
| County of Marion, ss.  This is to certify that  | t I have examined the foregoing<br>tations and conditions: If for in   |  |  |                                  |
| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic   |  | rrigation, this app<br>t, for each acre irr  | propriation shall be limi<br>igated, and shall be subj   | ted                              |
| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic to such reasonable rotation s   | tations and conditions: If for in<br>foot per second, or its equivalent  | rrigation, this app<br>, for each acre irr<br>proper state offic   | propriation shall be limi<br>gated, and shall be subj<br>cer.  | ited<br>ject                     |
| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic to such reasonable rotation.  The right herein states.  | tations and conditions: If for in<br>foot per second, or its equivalent<br>system as may be ordered by the   | rrigation, this app<br>t, for each acre irre<br>to proper state office<br>ppropriation of  | propriation shall be limi<br>gated, and shall be subj<br>cer.  | ited<br>ject<br>amed             |
| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic to such reasonable rotation.  The right herein starting of the Willam   | tations and conditions: If for in<br>foot per second, or its equivalent<br>system as may be ordered by the<br>ranted is limited to the a<br>mette River for domestic p   | rrigation, this app<br>t, for each acre irre<br>t proper state office<br>ppropriation of<br>urposes.   | propriation shall be limi<br>igated, and shall be subj<br>cer.<br>f water from An Unn  | ited<br>ject<br>amed             |
| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic to such reasonable rotation.  The right herein grant the county of the Willam   | tations and conditions: If for in foot per second, or its equivalent system as may be ordered by the ranted is limited to the amette River for domestic p  | rrigation, this app<br>t, for each acre irreproper state office<br>ppropriation of<br>urposes.   | propriation shall be limi<br>igated, and shall be subj<br>cer.<br>f water from An Unn  | ited<br>ject<br>amed             |
| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic to such reasonable rotation.  The right herein grant the country of the Willar  | tations and conditions: If for in<br>foot per second, or its equivalent<br>system as may be ordered by the<br>ranted is limited to the a<br>mette River for domestic p   | rrigation, this app<br>t, for each acre irreproper state office<br>ppropriation of<br>urposes.   | propriation shall be limi<br>igated, and shall be subj<br>cer.<br>f water from An Unn  | ited<br>ject<br>emed             |
| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic to such reasonable rotation.  The right herein graph that the subject of the Willam Tributary of the Willam The amount of water   | tations and conditions: If for in foot per second, or its equivalent system as may be ordered by the ranted is limited to the amette River for domestic pappropriated shall be limited to  | rrigation, this app<br>t, for each acre irreproper state office<br>ppropriation of<br>urposes.   | propriation shall be limiting igated, and shall be subject.  f water from An Unner the subject of the can be applied to be   | iect  ame d                      |
| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic to such reasonable rotation.  The right herein graph that the subject of the Willam Tributary of the Willam The amount of water   | tations and conditions: If for in<br>foot per second, or its equivalent<br>system as may be ordered by the<br>ranted is limited to the a<br>mette River for domestic p   | rrigation, this app<br>t, for each acre irreproper state office<br>ppropriation of<br>urposes.   | propriation shall be limiting igated, and shall be subject.  f water from An Unner the subject of the can be applied to be   | iect  ame d                      |
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| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic to such reasonable rotation.  The right herein grant the willer of the Willer Tributary of the Willer The amount of water ficial use and not to exceed rotation. The priority date of Actual construction in  | tations and conditions: If for in foot per second, or its equivalent system as may be ordered by the ranted is limited to the a mette River for domestic purpose appropriated shall be limited to the foot of this permit is March 31, 1   | rrigation, this apple, for each acre irreproper state office proper state office propriation of the amount while feet per second, and 28. 1929.  | igated, and shall be limi igated, and shall be subject.  f water from An Unn ich can be applied to be or its equivalent in case and sh   | eted<br>ject<br>amed<br><br>ene- |
| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic to such reasonable rotation.  The right herein of the Willer Tributary of the Willer The amount of water ficial use and not to exceed rotation. The priority date of the reafter be prosecuted with thereafter be prosecuted with Complete application.   | tations and conditions: If for in foot per second, or its equivalent system as may be ordered by the rented is limited to the anette River for domestic purpose appropriated shall be limited to appropriated shall be limited to this permit is March 31, 1 work shall begin on or before   | rrigation, this apple, for each acre irreproper state office proper state office ppropriation of arroses.  The the amount which feet per second, and the amount which is feet per second, and the accordance of th | oropriation shall be limiting igated, and shall be subject.  f water from An Unnterest from An Unntere | ited ject ame of                 |
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| County of Marion,  This is to certify that subject to the following limit to one-eightieth of one cubic to such reasonable rotation.  The right herein of the Willer Tributary of the Willer The amount of water ficial use and not to exceed rotation. The priority date of the reafter be prosecuted with thereafter be prosecuted with the complete application.   | tations and conditions: If for in foot per second, or its equivalent system as may be ordered by the rented is limited to the anette River for domestic purpose appropriated shall be limited to appropriated shall be limited to this permit is March 31, 1 work shall begin on or before   | rrigation, this apple, for each acre irreproper state office proper state office propriation of aurposes.  The amount while feet per second, and 28, 1929.  May 28, 1929.  The amount in the feet per second, and a second in the amount while feet per second, and a second in the feet per second in th | oropriation shall be limiting igated, and shall be subject.  f water from An Unner the can be applied to be or its equivalent in case and shore  | ited ject ame of                 |

Permits for power development are subject to the limitation of franchise as provided in Section 5728, Oregon Laws, and the payment of annual fees as provided in Section 5803, Oregon Laws.

STOREST MARKET STORES